



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/750,381	12/30/2003	Matthew T. Fitton	20,091	8953
23556	7590	12/31/2008		
KIMBERLY-CLARK WORLDWIDE, INC.				
Catherine E. Wolf				
401 NORTH LAKE STREET				
NEENAH, WI 54956				
EXAMINER				
HAND, MELANIE JO				
ART UNIT		PAPER NUMBER		
3761				
MAIL DATE		DELIVERY MODE		
12/31/2008		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



UNITED STATES DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10750381	12/30/2003	FITTON, MATTHEW T.	20,091

KIMBERLY-CLARK WORLDWIDE, INC.
Catherine E. Wolf
401 NORTH LAKE STREET
NEENAH, WI 54956

EXAMINER

MELANIE J. HAND

ART UNIT	PAPER
3761	20081230

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

1. The reply filed on September 26, 2008 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant amended claim 31 to recite that the at least one posterior strap includes a frangible line of weakness. This is a feature also recited in claim 21, which was withdrawn from consideration as being directed to a non-elected species, species (9) as set forth in the restriction requirement mailed April 4, 2006. As applicant elected species (3), claim 31 and all pending claims are now constructively non-elected by original presentation. This leaves no claims to be examined. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

/Melanie J Hand/
Examiner, Art Unit 3761